

### Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

#### **Listing of Claims:**

1-12. (Canceled)

13. (Currently Amended) A method of sending packets to a multiplicity of subscribers in a multicast subscription system via a network, the method comprising:

monitoring [[the]] an activity at a NACK server for recent receipt of NACKs; and  
responsive to not recently receiving NACKs at said NACK server, disturbing a flow of data  
between a packet sender and said multiplicity of subscribers over said network by creating a NACK  
generation incident.

14. (Currently Amended) A method according to claim 13, [[and]] wherein said monitoring includes determining whether or not there are attentive subscribers from [[the]] said activity at said NACK server.

15. (Canceled)

16. (Currently Amended) A method according to claim ~~15~~ and 13, wherein said ~~disturbing NACK generation incident~~ comprises altering [[the]] sent and pending queues.

17. (Currently Amended) A method according to claim ~~15~~ and 13, wherein said ~~disturbing NACK generation incident~~ comprises placing a packet that was never transmitted in [[said]] a sent queue which was never transmitted.

18. (Currently Amended) A method according to claim ~~15~~ and 13, wherein said ~~disturbing NACK generation incident~~ comprises altering [[the]] a packet sequence number.

19. (Currently Amended) A method according to claim ~~15~~ and 13, wherein said ~~disturbing NACK generation incident~~ comprises incrementing [[the]] a packet sequence number relative to [[the]] a sequence of packets that actually need to be sent.

20-40. (Canceled)